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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/587,925	12/04/2006	Peter J. Wettstein	07039-501US1	1016
26191 7590 07/30/2009 FISH & RICHARDSON P.C. PO BOX 1022 MINNEAPOLIS, MN 55440-1022			EXAMINER DIBRINO, MARIANNE NMN	
			ART UNIT 1644	PAPER NUMBER
			NOTIFICATION DATE 07/30/2009	DELIVERY MODE ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

PATDOCTC@fr.com



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10587925	12/4/06	WETTSTEIN ET AL.	07039-501US1

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EXAMINER

DiBrino Marianne

ART UNIT	PAPER
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1644	20090723
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DATE MAILED:

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Commissioner for Patents

Please find below a communication from the EXAMINER in charge of this application

Commissioner of Patents

The communication filed on 6/3/09 is not fully responsive to the communication mailed 4/3/09 for the following reason: Although Applicant has elected SEQ ID NO: 9 as the CTL activating sequence and SEQ ID NO: 2 as the CpG-interacting sequence, Applicant has failed to elect a single disclosed species of CpG molecule comprising at least one sulfur atom, i.e., Applicant has elected SEQ ID NO: 8, which is an amino acid sequence rather than a nucleic acid sequence. An example of a CpG molecule is SEQ ID NO: 16. Note that an ultimate species election is required, for example, SEQ ID NO: 16 that comprises a phosphorothioate linkage.

Since the response appears to be **bona fide**, but through an apparent oversight or inadvertence failed to provide a complete response, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Examiner **Marianne DiBrino**, Art Unit **1644**, whose telephone number is **571-272-0842**.

Marianne DiBrino, Ph.D.

/G.R. Ewoldt/  
Primary Examiner, Art Unit 1644